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Date: October 22, 2002By: Symone B. Anderson

Attorney Docket No. 37167-8006.US06 (13724-852)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEIN RE APPLICATION OF: Edwards, *et al.*

SERIAL NO.: 09/459,385

FILED: December 2, 1999

FOR: RF TREATMENT APPARATUS

EXAMINER: Peffley

Group Art Unit: 3739

Confirmation No.: 1074

Request to Call Case to Action

Commissioner for Patents
Washington, D.C. 20231

Sir:

1. On October 11, 2002 a Communication was mailed stating that the abovereferenced application was suspended pending the final judgement of Interference No. 104,290.
2. On September 27, 2002, the Board of Patent Appeals and Interferences mailed the final decision under 37 CFR §1.658 in Interference No. 104,290.
3. Accordingly, Applicants respectfully request the above-referenced application be called up for action.
4. No fees are believed due with this request. However, the Commissioner is hereby authorized and requested to charge any deficiency in fees herein to Deposit Account No. 50-2207.

Respectfully submitted,

Jacqueline F. Mahoney
Jacqueline F. Mahoney
Registration No. 48,390

Date: October 22, 2002**CORRESPONDENCE ADDRESS**

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